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OFFICE OF GENERAL
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SEP 24 3 23 PM '98

September 21, 1998

Alva E. Smith
Office of the General Counsel
Federal Election Commission
999 E Street, N.W.
Washington, DC 20463

Re: MUR 4788 – Friends of Lois Capps

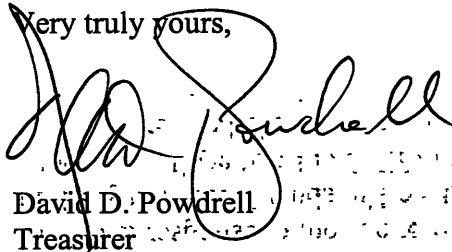
Dear Ms. Smith,

This is in response to the above-referenced complaint filed by the California Republican Party against the Friends of Lois Capps ("the Capps Committee"). The complaint appears to allege that the California Democratic Party made illegal and excessive expenditures on behalf of the Capps Committee. This complaint is clearly political in nature and should be dismissed with no further action by the Commission.

The Capps Committee defers to the California Democratic Party to provide an explanation of the expenditures in question in the complaint. The complaint provides no evidence that the Capps Committee was responsible for or in control of the advertisements or in any other way in a position to respond to the complaint's allegations. It appears to rely for legal authority on an advisory opinion issued after the expenditures in question were made.

The Capps Committee requests that the Commission dismiss this complaint as soon as possible.

Very truly yours,


David D. Powdrell
Treasurer